



# California Regulatory Notice Register

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## PROPOSED ACTION ON REGULATIONS

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### TITLE 2. COMMISSION ON STATE MANDATES

#### NOTICE OF INTENTION TO AMEND THE CONFLICT OF INTEREST CODE OF THE COMMISSION ON STATE MANDATES

NOTICE IS HEREBY GIVEN that the Commission on State Mandates (Commission), pursuant to the authority vested in it by section 87306 of the Government Code, proposes to amend its Conflict of Interest Code. The purpose of these amendments is to implement the requirements of sections 87300 through 87302, and section 87306 of the Government Code.

The Commission proposes to amend its Conflict of Interest Code to include employee positions that involve the making or participation in the making of decisions that may have a material effect on any financial interest, as set forth in subdivision (a) of section 87302 of the Government Code.

This amendment updates the Conflict of Interest Code Appendix to accurately reflect the Commission employees who are designated to file economic interest statements with the Fair Political Practices Commission and their disclosure categories. This amendment also makes other technical changes to reflect the current organizational structure of the Commission. Copies of the amended code are available and may be requested from the contact person set forth below.

Any interested person may submit written statements, arguments, or comments relating to the proposed amendments by submitting them in writing no later than Tuesday, October 11, 2011, or at the conclusion of the public hearing, if requested, whichever comes later, to the contact person set forth below.

At this time, no public hearing has been scheduled concerning the proposed amendments. If any interested person or the person's representative requests a public hearing, he or she must do so no later than Monday, September 26, 2011, by contacting the contact person set forth below.

The Commission has prepared a written explanation of the reasons for the proposed amendments and has

available the information on which the amendments are based. Copies of the proposed amendments, the written explanation of the reasons, and the information on which the amendments are based may be obtained by contacting the contact person set forth below.

The Commission has determined that the proposed amendments:

1. Impose no mandate on local agencies or school districts;
2. Impose no costs or savings on any state agency;
3. Impose no costs on any local agency or school district that are required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code;
4. Will not result in any nondiscretionary costs or savings to local agencies;
5. Will not result in any costs or savings in federal funding to the state; and
6. Will not have any potential cost impact on private persons, businesses or small businesses.

In making these proposed amendments, the Commission must determine that no alternative considered by the agency would be more effective in carrying out the purpose for which the amendments are proposed or would be as effective as and less burdensome to affected persons than the proposed amendments.

All inquiries concerning this proposed amendment and any communication required by this notice should be directed to:

Heidi Palchik, Program Analyst  
Commission on State Mandates  
980 Ninth Street, Suite 300, Sacramento, CA 95814  
Phone: (916)323-3562 FAX: (916)445-0278  
Email: heidi.palchik@csn.ca.gov

### TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE

#### Notice of Proposed Rulemaking

The Department of Food and Agriculture proposes to amend subsections 3407(e)(1) and 3407(e)(2) of the regulations in Title 3 of the California Code of Regulations pertaining to the Citrus Tristeza Virus Interior Quarantine.

This notice is being provided to be in compliance with Government Code Section 11346.4.

#### PUBLIC HEARING

A public hearing is not scheduled. A public hearing will be held if any interested person, or his or her duly

authorized representative, submits a written request for a public hearing to the Department no later than 15 days prior to the close of the written comment period.

#### WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory actions to the Department. Comments may be submitted by mail, facsimile (FAX) at 916.654.1018 or by email to [sbrown@cdfa.ca.gov](mailto:sbrown@cdfa.ca.gov). The written comment period closes at 5:00 p.m. on September 26, 2011. The Department will consider only comments received at the Department offices by that time. Submit comments to:

Stephen Brown  
Department of Food and Agriculture  
Plant Health and Pest Prevention Services  
1220 N Street, Room 210  
Sacramento, California 95814

#### INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Existing law provides that the Secretary is obligated to investigate the existence of any pest that is not generally distributed within this State and determine the probability of its spread, and the feasibility of its control or eradication (Food and Agricultural Code Section 5321).

Existing law also provides that the Secretary may establish, maintain and enforce quarantine, eradication and other such regulations as he deems necessary to protect the agricultural industry from the introduction and spread of pests (Food and Agricultural Code, Sections 401, 403, 407 and 5322). Existing law also provides that eradication regulations may proclaim any portion of the State as an eradication area and set forth the boundaries, the pest, its hosts and the methods to be used to eradicate said pest (Food and Agricultural Code Section 5761).

The effect of the amendment of Section 3407, Citrus Tristeza Virus Interior Quarantine will be to correct a typographical error in the text.

There is no existing, comparable federal regulation or statute regulating the intrastate movement.

#### AUTHORITY

The Department proposes to amend Section 3407 pursuant to the authority vested by Sections 407, 5301, 5302 and 5322 of the Food and Agricultural Code.

#### REFERENCE

The Department proposes this action to implement, interpret and make specific Sections 5301, 5302 and 5322 of the Food and Agricultural Code.

#### DISCLOSURES REGARDING THE PROPOSED ACTION

The Department has made the following initial determinations:

Mandate on local agencies and school districts: None.

Costs or savings to any state agency: None.

Cost to any local agency or school district which must be reimbursed in accordance with Government Code sections 17500 through 17630: None.

Other nondiscretionary cost or savings imposed on local agencies: None.

Costs or savings in federal funding to the state: None.

Significant, statewide adverse economic impact directly affecting business including the ability of California businesses to compete with businesses in other states: None.

Cost impacts on a representative private person or business: The Department is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

These regulatory actions will not:

- (1) create or eliminate jobs within California;
- (2) create new business or eliminate existing businesses within California; or
- (3) affect the expansion of businesses currently doing business within California.

Significant effect on housing costs: none.

Small Business Determination

The Department has determined that the proposed regulations may affect small business.

#### CONSIDERATION OF ALTERNATIVES

The Department of Food and Agriculture must determine that no reasonable alternative considered by the Department or that has otherwise been identified and brought to the attention of the Department would be more effective in carrying out the purpose for which the actions are proposed or would be as effective and less burdensome to affected private persons than the proposed actions.

#### CONTACT

Inquiries concerning the proposed administrative action may be directed to:

Stephen Brown  
Department of Food and Agriculture  
Plant Health and Pest Prevention Services  
1220 N Street, Room 210  
Sacramento, California 95814,  
916.654.1017  
FAX 916.654.1018  
[sbrown@cdfa.ca.gov](mailto:sbrown@cdfa.ca.gov)

The backup contact person for these inquiries is:

Lindsay Rains  
Department of Food and Agriculture  
Plant Health and Pest Prevention Services  
1220 N Street, Room 210  
Sacramento, California 95814,  
916.654.1017  
FAX 916.654.1018  
[lrains@cdfa.ca.gov](mailto:lrains@cdfa.ca.gov)

Questions regarding the substance of the proposed regulation should be directed to Stephen S. Brown.

#### INTERNET ACCESS

The Department has posted the information regarding this proposed regulatory action on its website ([www.cdfa.ca.gov/cdfa/pendingregs](http://www.cdfa.ca.gov/cdfa/pendingregs)).

#### AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS, AND RULEMAKING FILE

The Department of Food and Agriculture has prepared an initial statement of reasons for the proposed actions, has available all the information upon which its proposal is based, and has available the express terms of the proposed action. A copy of the initial statement of reasons and the proposed regulations in underline and strikeout form may be obtained upon request. The location of the information on which the proposal is based may also be obtained upon request. In addition, when completed, the final statement of reasons will be available upon request. Requests should be directed to the contact named herein.

#### AVAILABILITY OF CHANGED OR MODIFIED TEXT

If the regulations adopted by the Department differ from, but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Any person interested may obtain a copy of said regulations prior to the date of

adoption by contacting the agency officer (contact) named herein.

#### AVAILABILITY OF THE FINAL STATEMENT OF REASONS

Upon its completion, copies of the Final Statement of Reasons will be posted on the Department's web site or a copy may be obtained by contacting Stephen S. Brown at the above address.

### TITLE 8. DIVISION OF WORKERS' COMPENSATION

#### DEPARTMENT OF INDUSTRIAL RELATIONS DIVISION OF WORKERS' COMPENSATION

#### NOTICE OF RULEMAKING

##### Workers' Compensation — Public Disability Accommodations

NOTICE IS HEREBY GIVEN that the Division of Workers' Compensation (hereafter "Division" or "DWC") proposes to adopt regulations to implement the provisions of the Americans with Disabilities Act 42 USC 12101 *et seq.*, California Civil Code sections 51 and 54 *et seq.*, and California Government Code sections 11135 *et seq.*, governing the disability accommodations process for members of the public participating in DWC activities, services or programs, after considering all comments and recommendations regarding the proposed action. This action is taken pursuant to the authority vested by Labor Code sections 127.5, 133, 5307, 5307.3, and 5307.4 and Government Code section 11138.

When adopted, the proposed regulations will constitute sections 9708.1 through 9708.6 of Article 1.3, Subchapter 1, Chapter 4.5, Division 1 of Title 8 of the California Code of Regulations, and sections 10226.1 through 10226.6 of Article 2.5, Subchapter 1.9, Chapter 4.5, Division 1 of Title 8 of the California Code of Regulations. The regulations make specific the manner in which the Division of Workers' Compensation will provide disability accommodations to the public in compliance with federal and state disability laws.

#### PROPOSED REGULATORY ACTION

The Department of Industrial Relations, Division of Workers' Compensation proposes to adopt in Division



1, Article 1.3, Chapter 4.5, Subchapter 1, of title 8, California Code of Regulations, commencing with Section 9708.1:

- Section 9708.1 Definitions
- Section 9708.2 Disability Accommodation Request Process
- Section 9708.3 Confidentiality
- Section 9708.4 Disability Accommodation Request in Administrative Hearings under the Jurisdiction of the Administrative Director
- Section 9708.5 Decision-making Process
- Section 9708.6 Appeal Procedure

The Department of Industrial Relations, Division of Workers' Compensation also proposes to adopt in Division 1, Article 2.5, Chapter 4.5, Subchapter 1.9, of title 8, California Code of Regulations, commencing with Section 10226.1:

- Section 10226.1 Definitions
- Section 10226.2 Disability Accommodation Request Process
- Section 10226.3 Confidentiality
- Section 10226.4 Disability Accommodation Requests in Workers' Compensation Cases
- Section 10226.5 Decision-making Process
- Section 10226.6 Appeal Procedure

### PUBLIC HEARING

A public hearing has been scheduled to permit all interested persons the opportunity to present statements or argument, either orally or in writing, about the subjects noted above. The hearing will be held at the following time and place:

- Date: Tuesday, September 27, 2011
- Time: 10:00 a.m. to 5:00 p.m., or until conclusion of business
- Place: Elihu Harris State Office Building — Auditorium  
1515 Clay Street  
Oakland, California 94612

The State Office Building and its Auditorium are accessible to persons with mobility impairments. Alternate formats, assistive listening systems, sign language interpreters, or other type of reasonable accommodation to facilitate effective communication for persons with disabilities, are available upon request. Please contact the Statewide Disability Accommodation Coordinator at 1-866-681-1459 (toll free), or through the California Relay Service by dialing 711 or 1-800-735-2929 (TTY/English) or 1-800-855-3000

(TTY/Spanish) as soon as possible to request assistance.

Please note that public comment will begin promptly at 10:00 a.m. and will conclude when the last speaker has finished his or her presentation. If public comment concludes before the noon recess, no afternoon session will be held.

The Division requests, but does not require, that any persons who make oral comments at the hearing also provide a written copy of their comments. Equal weight will be accorded to oral comments and written materials.

### WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to the Department of Industrial Relations, Division of Workers' Compensation. The written comment period closes at 5:00 p.m., on September 27, 2011. The Division of Workers' Compensation will consider only comments received at the Division by that time. Equal weight will be accorded to comments presented at the hearing and to other written comments received by 5 p.m. on that date by the Division.

Submit written comments concerning the proposed regulations prior to the close of the public comment period to:

Maureen Gray  
Regulations Coordinator  
Division of Workers' Compensation, Legal Unit  
P.O. Box 420603  
San Francisco, CA 94142

Written comments may be submitted by facsimile transmission (FAX), addressed to the above-named contact person at (510) 286-0687. Written comments may also be sent electronically (via e-mail) using the following e-mail address: [dwcrules@dir.ca.gov](mailto:dwcrules@dir.ca.gov).

Unless submitted prior to or at the public hearing, Ms. Gray must receive all written comments no later than 5:00 p.m. on September 27, 2011.

### AUTHORITY AND REFERENCE

The Division is undertaking this regulatory action pursuant to the authority vested by Labor Code sections 111, 127.5, 133, 5307, 5307.3, and 5307.4 and Government Code section 11138.

Reference is made to Labor Code sections 123.6(a), 5500.3; Civil Code sections 51, 54, 54.1, 54.8, 4450, 4451, 4452; Government Code sections 11135, 11138, 11351(c); 42 USC sections 12101, 12102, 12111, 12112, 12113, 12131, 12132, 12133.

## INFORMATIVE DIGEST AND POLICY STATEMENT OVERVIEW

In 1990, the Americans with Disabilities Act (“ADA”) was passed by Congress to combat discrimination against individuals with disabilities. The intent of the law is to protect individuals with disabilities from discrimination and to enable them to participate more fully in society. The law requires not only that reasonable accommodations be provided to individuals with disabilities in employment, but also that physical structures, programs, activities and services be made accessible to individuals with disabilities to remove barriers to their participation in society. California has passed similar laws, including Civil Code sections 51 and 54 *et seq.* and Government Code section 11135 *et seq.*, to protect disabled individuals from discrimination and denial of physical and programmatic access in society.

This rulemaking action proposes regulations to set forth the procedure by which the Division of Workers’ Compensation will carry out its responsibilities under California Labor Code sections 111, 127.5, 133, 5307, 5307.3, 5307.4, and Government Code section 11138. These provisions authorize the Division of Workers’ Compensation of the Department of Industrial Relations to promulgate regulations that enforce state and federal laws protecting the rights of individuals with disabilities to participate equally in the activities, programs and services offered by the state. Two sets of regulations are proposed to ensure all of the Division’s programs, services and activities are covered under both the Administrative Director’s jurisdiction over the Division (sections 9708.1–9708.6) and the Court Administrator’s jurisdiction over the Division’s adjudication system (sections 10226.1–10226.6).

The regulations now proposed by the Division implement, interpret and make specific the manner in which the Division of Workers’ Compensation will provide reasonable accommodation to individuals with disabilities participating in the activities, programs and services provided by the Division. The proposed regulations are as follows:

### **Section 9708.1 Definitions**

This section defines key terms used in the regulations and terms commonly used in the disability accommodations process and in related state and federal disability laws.

### **Section 9708.2 Disability Accommodation Request Process**

This section specifies who can request an accommodation, how to request an accommodation, who to contact about an accommodation request, what information needs to be provided for the accommodation, and the time frame for the request. The section also

states the responsibility of the disabled individual to engage in the interactive process to find a reasonable accommodation.

### **Section 9708.3 Confidentiality**

This section states that information relating to a disability accommodation request will be kept confidential to the extent possible, unless waived by the individual.

### **Section 9708.4 Disability Accommodation Request in Administrative Hearings under the Jurisdiction of the Administrative Director**

This section clarifies that the disability accommodation process is procedural and is not intended to address the substantive issues in a legal case. This section also reinforces that accommodation requests should be directed to the disability coordinators, not a judge or hearing officer, unless an immediate need arises during a legal proceeding. When an accommodation request arises during a legal proceeding, the judge or hearing officer may hear the request as a permissible and confidential *ex parte* procedural request.

### **Section 9708.5 Decision-Making Process**

This section sets forth the decision-making process when a request for accommodation is received by the Division. Subsection (a) explains that each request is handled individually and on a case-by-case basis. Subsection (b) states that federal and state legal standards will be considered in reviewing the request. Subsection (c) clarifies the types of decisions the Division may make on a request. Subsection (d) establishes that the Division will seek to make a timely decision on the request. Subsection (e) states that the Division’s policy is to grant effective reasonable accommodations. Subsection (f) clarifies that a granted accommodation is for the specified appearance requested unless otherwise stated. Subsection (g) states the reasons for a denial of an accommodation. Subsection (h) clarifies who in the Division will make the decision to deny an accommodation request. Subsection (i) states how a requestor will be informed of a denial of an accommodation. Subsection (j) states that despite a denial of an accommodation request, the Division will still seek to provide a reasonable accommodation.

### **Section 9708.6 Appeal Procedure**

This section sets out the process to appeal the Division’s decision on a request for accommodation. Specifically, subsection (a) informs the requestor of the time frame for submitting the appeal of the decision. Subsection (b) sets forth the process and required information to be submitted in support of the appeal. Subsection (c) states the time frame for the Division’s review of the appeal. Subsection (d) provides the process

to request an expedited review and the supporting information needed for such a review.

### Section 10226.1 Definitions

This section defines key terms used in the regulations and terms commonly used in the disability accommodations process and in related state and federal disability laws.

### Section 10226.2 Disability Accommodation Request Process

This section specifies who can request an accommodation, how to request an accommodation, who to contact about an accommodation request, what information needs to be provided for the accommodation, and the time frame for the request. The section also states the responsibility of the disabled individual to engage in the interactive process to find a reasonable accommodation.

### Section 10226.3 Confidentiality

This section states that information relating to a disability accommodation request will be kept confidential to the extent possible, unless waived by the individual.

### Section 10226.4 Disability Accommodation Requests in Workers' Compensation Cases

This section clarifies that the disability accommodation process is procedural and is not intended to address the substantive issues in a workers' compensation case. The section states that accommodation requests should be given to the disability coordinators, not the workers' compensation judges, unless an immediate need arises during a hearing. When an accommodation request arises during a workers' compensation proceeding, the judge may hear the request as a permissible *ex parte* confidential procedural request. It also clarifies that discussion with the judge about substantive issues in the case will not be considered permissible *ex parte* communication and will be disclosed to the other parties.

### Section 10226.5 Decision-Making Process

This section sets forth the decision-making process when a request for accommodation is received by the Division. Subsection (a) explains that each request is handled individually and on a case-by-case basis. Subsection (b) states that federal and state legal standards will be considered in reviewing the request. Subsection (c) clarifies the types of decisions the Division may make on a request. Subsection (d) establishes that the Division will seek to make a timely decision on the request. Subsection (e) states that the Division's policy is to grant effective reasonable accommodations. Subsection (f) clarifies that a granted accommodation is for the specified appearance requested unless otherwise stated. Subsection (g) states the reasons for a denial of an accommodation. Subsection (h) clarifies who in the Division

will make the decision to deny an accommodation request. Subsection (i) states how a requestor will be informed of a denial of an accommodation. Subsection (j) states that despite a denial of an accommodation request, the Division will still seek to provide a reasonable accommodation.

### Section 10226.6 Appeal Procedure

This section sets out the process to appeal the Division's decision on a request for accommodation. Specifically, subsection (a) informs the requestor of the time frame for submitting the appeal of the decision. Subsection (b) sets forth the process and required information to be submitted in support of the appeal. Subsection (c) states the time frame for the Division's review of the appeal. Subsection (d) provides the process to request an expedited review and the supporting information needed for such a review.

## DISCLOSURES REGARDING THIS PROPOSED REGULATORY ACTION

The Division has made the following initial determinations:

- **Determination regarding whether this rulemaking imposes a Local Mandate:** None is imposed by these proposed regulations since the regulations facilitate access to existing rights and set forth the procedures under which the Division will operate. No impact is expected on local governments as a result of this rulemaking.
- **Significant statewide, adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states:** None. The procedures that are the subject of this rulemaking do not impose financial obligations on private business.
- **Effect on Housing Costs:** None.
- **Cost Impacts Incurred By Private Persons or Businesses:** The agency is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action. The procedures that are the subject of this rulemaking do not impose financial obligations on private business.
- **Other Impacts on Jobs and Businesses:** The Division has determined that because the legal obligations involved are imposed on the Division, this rulemaking will not: (1) create or eliminate jobs within the State of California; (2) create new businesses or eliminate existing businesses within the State of California; or (3) affect the expansion of businesses in the State of California.



## EFFECT ON SMALL BUSINESS

- The Division has determined that this rulemaking will not have any new impact on small business. The procedures that are the subject of this rulemaking impose obligations on the Division, not on small businesses.

## FISCAL IMPACTS

- **Costs or savings to state agencies or costs/savings in federal funding to the State:** None. Accommodations are already being provided and these regulations set forth the procedure for requesting the accommodations.
- **Cost to any local agency or school district that is required to be reimbursed under Part 7 (commencing with Section 17500) of division 4 of the Government Code:** None. (See Local Mandate bullet above)
- **Other nondiscretionary costs/savings imposed upon local agencies:** None. (See Local Mandate bullet above)

## CONSIDERATION OF ALTERNATIVES

In accordance with Government Code section 11346.5(a)(13), the Division must determine that no reasonable alternative considered or that has otherwise been identified and brought to the Division's attention would be more effective in carrying out the purpose of this rulemaking, or would be as effective and less burdensome to the affected private persons, than the proposed action of this rulemaking.

The Division invites interested persons to present statements or arguments with respect to alternatives to the proposed regulations at the scheduled hearing or during the written comment period.

## PUBLIC DISCUSSIONS OF PROPOSED REGULATIONS

The text of the draft proposed regulations was made available for pre-regulatory public comment on one occasion through the Division's Internet website (the "DWC Forum"), as required by Government Code section 11346.45.

## AVAILABILITY OF INITIAL STATEMENT OF REASONS, TEXT OF PROPOSED REGULATIONS, RULEMAKING FILE AND DOCUMENTS SUPPORTING THE RULEMAKING FILE/INTERNET ACCESS

An Initial Statement of Reasons and the text of the proposed regulations in plain English have been prepared and are available from the contact person named in this notice. The entire rulemaking file will be made available for inspection and copying at the address indicated below.

As of the date of this Notice, the rulemaking file consists of the Notice, the Initial Statement of Reasons, the proposed text of the regulations, pre-rulemaking comments and the Form 399.

In addition, the Notice, Initial Statement of Reasons, and proposed text of the regulations being proposed may be accessed and downloaded from the Division's website at [www.dir.ca.gov](http://www.dir.ca.gov). To access them, click on the "Proposed Regulations — Rulemaking" link and scroll down the list of rulemaking proceedings to find the Public Disability Accommodations link.

Any interested person may inspect a copy or direct questions about the proposed regulations and any supplemental information contained in the rulemaking file. The rulemaking file will be available for inspection at the Department of Industrial Relations, Division of Workers' Compensation, 1515 Clay Street, 17<sup>th</sup> Floor, Oakland, California 94612, between 9:00 a.m. and 4:30 p.m., Monday through Friday. Copies of the proposed regulations, Initial Statement of Reasons and any information contained in the rulemaking file may be requested in writing to the contact person.

## CONTACT PERSON FOR GENERAL QUESTIONS

Non-substantive inquiries concerning this action, such as requests to be added to the mailing list for rule-making notices, requests for copies of the text of the proposed regulations, the Initial Statement of Reasons, and any supplemental information contained in the rulemaking file may be requested in writing at the same address. The contact person is:

Maureen Gray  
Regulations Coordinator  
Department of Industrial Relations  
Division of Workers' Compensation  
P.O. Box 420603  
San Francisco, CA 94142  
E-mail: [mgray@dir.ca.gov](mailto:mgray@dir.ca.gov)

The telephone number of the contact person is (510) 286-7100.

**CONTACT PERSON FOR  
SUBSTANTIVE QUESTIONS**

In the event the contact person above is unavailable, or for questions regarding the substance of the proposed regulations, inquiries should be directed to:

Yu–Yee Wu  
Industrial Relations Counsel  
Division of Workers’ Compensation  
P.O. Box 420603  
San Francisco, CA 94142  
E–mail: Yu–YeeWu@dir.ca.gov

The telephone number of this contact person is (510) 286–7100.

**AVAILABILITY OF CHANGES  
FOLLOWING PUBLIC HEARING**

If the Division makes changes to the proposed regulations as a result of the public hearing and public comment received, the modified text with changes clearly shown will be made available for public comment for at least 15 days prior to the date on which the regulations are adopted.

**AVAILABILITY OF THE FINAL  
STATEMENT OF REASONS**

Upon its completion, the final Statement of Reasons will be available and copies may be requested from the contact person named in this notice or may be accessed on the Division’s website at [www.dir.ca.gov](http://www.dir.ca.gov).

**AUTOMATIC MAILING**

A copy of this Notice, the Initial Statement of Reasons, and the text of the regulations, will automatically be sent to those interested persons on the Division’s mailing list.

If adopted, the regulations with any final amendments will appear in title 8 of the California Code of Regulations, commencing with sections 9708.1 and 10226.1. The text of the final regulations also may be available through the website of the Office of Administrative Law at [www.oal.ca.gov](http://www.oal.ca.gov).

**TITLE 16. CALIFORNIA ARCHITECTS  
BOARD**

**NOTICE OF PROPOSED CHANGES IN THE  
REGULATIONS**

NOTICE IS HEREBY GIVEN that the California Architects Board (Board) is proposing to take the action

described in the Informative Digest. Any person interested may present statements or arguments orally or in writing relevant to the action proposed at a hearing to be held at the California Architects Board, 2420 Del Paso Road, Suite 105, Sacramento, California, at 2:00 p.m. on September 28, 2011. Written comments, including those sent by mail, facsimile, or e–mail to the addresses listed under Contact Person in this Notice, must be received by the Board at its office at the above address not later than September 27, 2011 at 5:00 p.m. or at the hearing. The Board, upon its own motion or at the instance of any interested party, may thereafter adopt the proposal substantially as described below or may modify such proposal if such modification is sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in the Notice as the contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

**Authority and Reference**

Pursuant to the authority vested by Sections 5526, 5550, and 5552.5 of the Business and Professions Code, and to implement, interpret or make specific Sections 5550, 5552, and 5552.5 of said Code, the California Architects Board is considering changes to Division 2 of Title 16 of the California Code of Regulations (CCR) as follows:

**INFORMATIVE DIGEST/POLICY STATEMENT  
OVERVIEW**

**Amend Section 109 — Filing of Applications**

Section 5526 of the Business and Professions Code authorizes the Board to adopt, amend, modify, or repeal rules and regulations as are reasonably necessary to carry into effect the provisions of the Architects Practice Act. Sections 5550 and 5552.5 entitles any person who meets the qualifications set forth in the article to an examination for a license to practice architecture subject to the rules and regulations governing examinations and authorizes the Board to implement an intern development program.

The existing regulation language in CCR section 109 subdivisions (b)(2) and (b)(3) specifies that a new or inactive candidate applying for eligibility shall, prior to licensure, complete a board–specified documentation requirement, the Comprehensive Intern Development Program (CIDP) and submit such CIDP documentation to the Board as specified within subdivision (b)(3). This proposal removes the 1) requirement to complete CIDP and submit documentation related to CIDP to the Board; and 2) reference to CIDP in subdivision (b)(7).

**Amend Section 116 — Eligibility for Examination**

Section 5526 of the Business and Professions Code authorizes the Board to adopt, amend, modify, or repeal rules and regulations as are reasonably necessary to carry into effect the provisions of the Architects Practice Act. Sections 5550 and 5552.5 entitles any person who meets the qualifications set forth in the article to an examination for a license to practice architecture subject to the rules and regulations governing examinations and authorizes the Board to implement an intern development program.

The existing regulation language in CCR section 116 subdivision (b)(2) specifies that a candidate must, as a condition of eligibility for the California Supplemental Examination (CSE), complete CIDP. This proposal removes the requirement to complete CIDP as a condition of eligibility for the CSE.

**Amend Section 117 — Experience Evaluation**

Section 5526 of the Business and Professions Code authorizes the Board to adopt, amend, modify, or repeal rules and regulations as are reasonably necessary to carry into effect the provisions of the Architects Practice Act. Sections 5550, 5552, and 5552.5 entitle any person who meets the qualifications set forth in the article to an examination for a license to practice architecture subject to the rules and regulations governing examinations and authorizes the Board to implement an intern development program.

The existing regulation language in CCR section 117 includes references to CIDP in the Table of Equivalents definition and column headings related to the granting of experience equivalents for education and training experience. This proposal removes such references.

**Amend Section 121 — Form of Examinations; Reciprocity**

Section 5526 of the Business and Professions Code authorizes the Board to adopt, amend, modify, or repeal rules and regulations as are reasonably necessary to carry into effect the provisions of the Architects Practice Act. Sections 5550, 5552, and 5552.5 entitle any person who meets the qualifications set forth in the article to an examination for a license to practice architecture subject to the rules and regulations governing examinations and authorizes the Board to implement an intern development program.

The existing regulation language in CCR section 121 subdivision (a)(2) exempts persons who hold a certification from the National Council of Architectural Registration Boards from the CIDP requirement. This proposal removes the reference to CIDP in the exemption.

**Documents Incorporated by Reference**

National Council of Architectural Registration Boards Intern Development Program Guidelines, October 2010 Edition

Internship in Architecture Program of Canada (2001 edition)

**FISCAL IMPACT ESTIMATES**

**Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State**

None.

**Nondiscretionary Costs/Savings to Local Agencies**

None.

**Local Mandate**

None.

**Cost to Any Local Agency or School District for Which Government Code Sections 17500–17630 Requires Reimbursement**

None.

**Business Impact**

The Board has made an initial determination that the proposed regulatory action will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with business in other states, because it affects only architect applicants.

**Impact on Jobs/New Businesses**

The Board has made an initial determination that this regulatory proposal will not have any impact on the creation of jobs or new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California because it affects only architect applicants.

**Cost Impact on Representative Private Person or Business**

The Board is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

**Effect on Housing Costs**

None.

**Effect on Small Business**

The proposed regulatory action will not affect small businesses because it affects only architect applicants.

**CONSIDERATION OF ALTERNATIVES**

The Board must determine that no reasonable alternative it considered or that has otherwise been identified

and brought to its attention would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

#### **INITIAL STATEMENT OF REASONS AND INFORMATION**

The Board has prepared an initial statement of the reasons for the proposed action and has available all the information upon which the proposal is based.

#### **TEXT OF PROPOSAL**

Copies of the exact language of the proposed regulations and any document incorporated by reference, and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing or prior to the hearing upon request from the California Architects Board at 2420 Del Paso Road, Suite 105, Sacramento, California, 95834, or by telephoning the contact person listed below.

#### **AVAILABILITY AND LOCATION OF THE FINAL STATEMENT OF REASONS AND RULEMAKING FILE**

All of the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named below.

You may obtain a copy of the final statement of reasons once it has been prepared, by making a written request to the contact person named below or by accessing the website listed below.

#### **CONTACT PERSON**

Inquiries or comments concerning the proposed rulemaking action may be addressed to:

Marccus Reinhardt  
California Architects Board  
2420 Del Paso Road, Suite 105  
Sacramento, CA 95834  
(916) 575-7216  
(916) 575-7283 (FAX)  
Marccus.Reinhardt@dca.ca.gov

The backup contact person is:

Timothy Rodda  
2420 Del Paso Road, Suite 105  
Sacramento, CA 95834  
(916) 575-7217  
(916) 575-7283 (FAX)  
Timothy.Rodda@dca.ca.gov

#### **Website Access**

Materials regarding this proposal can be found at [www.cab.ca.gov](http://www.cab.ca.gov).

### **GENERAL PUBLIC INTEREST**

#### **DEPARTMENT OF HEALTH CARE SERVICES**

#### **IMPLEMENTATION OF 2010 BUDGET ACT: MEDI-CAL REIMBURSEMENT RATE METHODOLOGY FOR PHYSICIAN-ADMINISTERED DRUGS AND VACCINES**

This notice provides information of public interest with respect to the changes being made by the Medi-Cal program in compliance with SB 853, the 2010 Health Budget Trailer Bill. This legislation added Section 14105.456 to the Welfare & Institutions (W&I) Code and established a reimbursement rate methodology for physician-administered drugs and vaccines. The Department of Health Care Services (DHCS) intends to submit an amendment to California's Medicaid State Plan under Title XIX of the Social Security Act to implement the reimbursement methodology for physician-administered drugs and vaccines for dates of service on or after September 1, 2011. Although the change in reimbursement will be effective for services rendered on or after September 1, 2011, DHCS intends to implement the new rates subsequent to CMS approval of the proposed State Plan Amendment. The significant elements of the proposed amendment are as follows:

- "Physician-administered drug" is defined as any legend drug, non-legend drug, or vaccine administered or dispensed to a beneficiary by a Medi-Cal provider other than a pharmacy provider and billed to the department on a fee-for-service basis.
- "Pharmacy rate of reimbursement" is defined as the reimbursement to a Medi-Cal pharmacy provider pursuant to the provisions of paragraph (2) of subdivision (b) of Section 14105.45 of the W&I Code.



- Effective September 1, 2011, DHCS may reimburse providers of physician-administered drugs using either a Healthcare Common Procedure Coding System (HCPCS) code or a National Drug Code (NDC).
  - The HCPCS rate of reimbursement shall be equal to the volume-weighted average of the pharmacy rate of reimbursement for generically equivalent drugs.
    - “Volume-weighted average” is defined as the aggregated average volume for generically equivalent drugs, weighted by each drug’s percentage of the total volume in the Medi-Cal fee-for-service program during the previous six months. For purposes of this definition, volume is based on the standard billing unit used for the generically equivalent drugs.
  - The NDC rate of reimbursement shall equal the pharmacy rate of reimbursement.
- DHCS may reimburse providers for physician-administered drugs at a rate not less than the Medicare rate.

The change in reimbursement to providers of physician-administered drugs and vaccines in accordance with Section 14105.456 of the W&I Code is expected to reduce state General Fund expenditures for these services by approximately \$30 million annually.

#### PUBLIC REVIEW AND COMMENTS

The California statutes discussed above are available for public review at local county welfare offices throughout the State. Written comments (or requests for copies of the statutes and/or copies of the written comments) may be submitted to:

**Mailing Address via U.S. Postal Office:**  
 California Department of Health Care Services  
 Pharmacy Benefits Division  
 (Attn: K. Henry)  
 MS 4604  
 P.O. Box 997417  
 Sacramento, CA 95899-7417

**Mailing Address for Courier Deliveries ONLY**  
 (UPS, FedEx, Golden State Overnight, etc):  
 (Attn: K. Henry)  
 1501 Capitol Avenue  
 Suite 71.5131, MS 4604  
 Sacramento, CA 95814-5005

**By Email:**  
[Pharbene@dhcs.ca.gov](mailto:Pharbene@dhcs.ca.gov)

**By FAX:** (916) 552-9563

All comments should include the author’s name, organization or affiliation, phone number and Provider ID number if appropriate.

### DECISION NOT TO PROCEED

#### DEPARTMENT OF TOXIC SUBSTANCES CONTROL

##### SAFER CONSUMER PRODUCT ALTERNATIVES

**Department Reference Number: R-2010-05**

**Office of Administrative Law Notice  
 File Number: Z-2010-0908-01**

Pursuant to Government Code section 11347, a **NOTICE OF DECISION NOT TO PROCEED IS HEREBY GIVEN** to withdraw from consideration the Department of Toxic Substances Control’s (DTSC) proposal to adopt regulations that would add chapter 53 to division 4.5 of Title 22, California Code of Regulations for Safer Consumer Product Alternatives. A notice for proposed rulemaking for Safer Consumer Product Alternatives, Notice File No. Z-2010-0908-01 was published on September 17, 2010, in the California Notice Register 2010, No. 38-Z, page 1501. Proposed regulations were subsequently amended and noticed on November 16, 2010.

DTSC will publish a new notice, as required by law, to adopt regulations regarding proposed regulations for the identification and prioritization of chemicals of concern in consumer products, evaluation of their alternatives, and regulatory responses for selected alternatives. DTSC will also publish this Notice of Decision Not to Proceed on its website.

### SUMMARY OF REGULATORY ACTIONS

#### REGULATIONS FILED WITH SECRETARY OF STATE

This Summary of Regulatory Actions lists regulations filed with the Secretary of State on the dates indi-



cated. Copies of the regulations may be obtained by contacting the agency or from the Secretary of State, Archives, 1020 O Street, Sacramento, CA 95814, (916) 653-7715. Please have the agency name and the date filed (see below) when making a request.

File# 2011-0715-01

**BOARD OF BARBERING AND COSMETOLOGY**  
**Dishonored Check Fee**

The Board of Barbering and Cosmetology submitted this rulemaking action to amend title 16, California Code of Regulations, section 999 to set the charge for the return of a dishonored check from \$10 to an amount set by the Department of Consumer Affairs.

**Title 16**

California Code of Regulations

AMEND: 999

Filed 08/03/11

Effective 09/02/11

Agency Contact: Kevin Flanagan (916) 575-7104

File# 2011-0621-02

**BOARD OF FORESTRY AND FIRE PROTECTION**  
**Modified Timber Harvesting Plan for Fuel Hazard Reduction, 2011**

The Board of Forestry and Fire Protection submitted this rulemaking action to adopt five title 14 sections to establish a new type of modified timber harvesting plan called a modified timber harvest plan for fuel hazard reduction (MTHP-FHR). The purpose of MTHP-FHRs is to encourage forest landowners to manage vegetation and fuel loads in a manner that will create fire resilient conditions in order to reduce the threat and potentially deleterious effects of unmanaged fire. This action also amends Title 14, California Code of Regulations, section 895 to add MTHP-FHR to the section's list of acronyms.

**Title 14**

California Code of Regulations

ADOPT: 1051.3, 1051.4, 1051.5, 1051.6, 1051.7

AMEND: 895

Filed 08/03/11

Effective 01/01/2012

Agency Contact: George Gentry (916) 653-8031

File# 2011-0719-02

**CALIFORNIA DEBT LIMIT ALLOCATION**  
**COMMITTEE**  
**Spelling Error**

The California Debt Limit Allocation Committee submitted this action as a change without regulatory effect, pursuant to title 1, California Code of Regulations, to change the word "marking" to "marketing" in title 4, California Code of Regulations, section 5064(a)(3).

**Title 4**

California Code of Regulations

AMEND: 5064

Filed 07/27/11

Agency Contact:

Misti Armstrong

(916) 653-3461

File# 2011-0722-03

**DEPARTMENT OF CORRECTIONS AND**  
**REHABILITATION**  
**Modified Program Definition**

This change without regulatory effect corrects the word "a" to "as" in the definition for "Modified Program" in section 3000.

**Title 15**

California Code of Regulations

AMEND: 3000

Filed 08/03/11

Agency Contact: Alex Alanis

(916) 445-2227

File# 2011-0615-03

**DEPARTMENT OF CORRECTIONS AND**  
**REHABILITATION**  
**Inmate/Parolee Appeals**

The California Department of Corrections and Rehabilitation submitted this timely certificate of compliance action to make permanent the emergency reform of the inmate/parolee appeals process in OAL file number 2010-1123-01EON. The emergency action included a major revision of the formal administrative appeal process, discontinued the informal appeal process, and incorporated several new forms.

**Title 15**

California Code of Regulations

ADOPT: 3084.8, 3084.9, 3086 AMEND: 3000,  
3084, 3084.1, 3084.2, 3084.3, 3084.4, 3084.5,  
3084.6, 3084.7, 3137, 3173.1, 3179, 3193, 3220.4,  
3482, 3630, 3723 REPEAL: 3085

Filed 07/28/11

Agency Contact: Randy Marshall (916) 445-2308

File# 2011-0623-02

**DEPARTMENT OF FOOD AND AGRICULTURE**  
**European Grapevine Moth Interior Quarantine**

This action amends the European Grapevine Moth (EVGM) Interior Quarantine regulation by removing Lake County, CA from the quarantine area. The amendments also exempt "almonds in dried/split husks ready for harvest, nuts extracted from fruit, olive fruit (with or without stems or twigs), petioles and leaf blades of Vitis spp. and fermented wine, must and pomace" from the list of quarantined articles.

Title 3  
California Code of Regulations  
AMEND: 3437(b)  
Filed 08/03/11  
Effective 09/02/11  
Agency Contact:  
Stephen S. Brown (916) 654-1017

File# 2011-0719-01  
DEPARTMENT OF FOOD AND AGRICULTURE  
Apples — Granny Smith Maturity

This regulatory action repeals a section that regards maturity, sampling and testing procedures for Granny Smith apples, specifically eliminating the starch/iodine standard. Recent taste tests resulted in a finding that consumer preferences have changed and this standard is causing Granny Smith apple producers to miss out on about half of their potential market.

Title 3  
California Code of Regulations  
REPEAL: 1400.9.1  
Filed 07/28/11  
Effective 07/28/11  
Agency Contact: Steve Patton (916) 445-2180

File# 2011-0713-02  
DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT  
Income Limits

This action is filed with the Secretary of State and printed in the California Code of Regulations as the Department of Housing and Community Development's annual update to program eligibility income limits in the 58 California Counties pursuant to California Health and Safety Code Section 50079.5. This action becomes effective on July 13, 2011 pursuant to California Health and Safety Code Section 50093(c).

Title 25  
California Code of Regulations  
AMEND: 6932  
Filed 08/02/11  
Effective 07/13/11  
Agency Contact: Lenora Frazier (916) 323-4475

File# 2011-0722-01  
DEPARTMENT OF INDUSTRIAL RELATIONS  
Fee-based Compliance Monitoring by Department of Industrial Relations

This emergency rulemaking action readopts for an additional 90 days the emergency amendment of Section 16423 and the emergency repeal of Articles 1 and 2 of Subchapter 4.5 of Division 1 of Title 8 of the California Code of Regulations so as to continue to enable the

sale of general obligation and lease revenue bonds to finance public works projects.

Title 8  
California Code of Regulations  
AMEND: 16423 REPEAL: 16450, 16451, 16452, 16453, 16454, 16455, 16460, 16461, 16462, 16463, 16464  
Filed 08/01/11  
Effective 08/01/11  
Agency Contact:  
Nance S. Steffen (916) 928-5907

File# 2011-0627-01  
DEPARTMENT OF REAL ESTATE  
License ID Statutory Citation Clean-up

This rulemaking action clarifies sections 2770.1 and 2847.3 of Title 10 of the California Code of Regulations following amendments of California Business and Professions Code Section 10140.6. The rulemaking ensures that references in these regulations to Section 10140.6 refer to only those portions of that statute which concern satisfaction of the relevant designation requirements of the statute prior to amendment.

Title 10  
California Code of Regulations  
AMEND: 2770.1, 2847.3  
Filed 07/27/11  
Effective 08/26/11  
Agency Contact:  
Daniel E. Kehew (916) 227-0425

File# 2011-0627-02  
DEPARTMENT OF REAL ESTATE  
"70-30" Exemption from Continuing Education "Good Standing"

In this regulatory action, the Department of Real Estate (Department) amends a regulation defining "good standing" for purposes of Business and Professions Code section 10170.8, a statute which sets forth an exemption from the Department's continuing education requirements for real estate licensees in good standing for 30 continuous years in California and who are 70 years of age or older. The regulation amendment clarifies when a licensee shall retain "good standing" status, including providing for late renewal grace periods under Business and Professions Code section 10201.

Title 10  
California Code of Regulations  
AMEND: 3012.3  
Filed 08/01/11  
Effective 08/31/11  
Agency Contact:  
Daniel E. Kehew (916) 227-0425

File# 2011-0713-01  
DEPARTMENT OF SOCIAL SERVICES  
Cross Reference Correction

This Section 100 action corrects an incorrect cross-reference in a subsection of the MPP. The cross reference is to PL 95-458 and the correction adds the section number 5 to the cross-reference. When looking at this PL it is clear that only section 5 is relevant.

Title MPP  
California Code of Regulations  
AMEND: 63-402.226  
Filed 07/28/11  
Agency Contact: Zaid Dominguez (916) 651-8267

File# 2011-0715-02  
MEDICAL BOARD OF CALIFORNIA  
Clinical Training Programs: Foreign Med Students

This action amends 1 section in Title 16 of the California Code of Regulations. This amendment clarifies that a foreign medical student must be enrolled in a foreign medical school recognized by the Board in order to practice medicine in a clinical training program. This amendment also allows the Board to consider health facilities accredited for continuing education programs by the Accreditation Council for Continuing Medical Education. Currently they are limited to those facilities accredited by the California Medical Association. There are several other non-substantive changes made.

Title 16  
California Code of Regulations  
AMEND: 1327  
Filed 08/01/11  
Effective 08/31/11  
Agency Contact:  
Kevin A. Schunke (916) 263-2368

File# 2011-0621-04  
OCCUPATIONAL SAFETY AND HEALTH  
STANDARDS BOARD  
Chain or Wire Rope Access Equipment

This action defines the terms "chain or wire rope access equipment (Jacob's ladder)" and "competent person" and specifies the standards for inspection and safe use of such equipment for access to constricted locations subject to the Petroleum Safety Orders.

Title 8  
California Code of Regulations  
ADOPT: 6799.1 AMEND: 6755  
Filed 07/28/11  
Effective 08/27/11  
Agency Contact: Marley Hart (916) 274-5721

File# 2011-0719-04  
STATE ALLOCATION BOARD  
Leroy F. Greene School Facilities Act of 1998; Priority Funding Process

The State Allocation Board (SAB) submitted this emergency action to amend two title 2 regulations, section 1859.90.2, which governs the process for priority funding of SAB-approved but unfunded school construction projects, and section 1859.81, which governs SAB funding of up to 100 per cent of a school district's share of new construction or modernization project costs, based on the school district's demonstration of financial hardship.

Title 2  
California Code of Regulations  
AMEND: 1859.90.2, 1859.81  
Filed 07/27/11  
Effective 07/27/11  
Agency Contact: Robert Young (916) 375-5939

File# 2011-0615-02  
STATE WATER RESOURCES CONTROL BOARD  
TMDL for Metals in the Los Angeles Rivers and its Tributaries

This action by the Los Angeles Regional Water Quality Control Board amends the application of the total maximum daily load allowable for copper in Reaches 1-4 of the Los Angeles River and the Burbank Western Channel, affecting three publicly owned wastewater treatment facilities based upon research that indicates the appropriateness of using a water-effects ratio to account for lower toxicity of copper in these waters than was contemplated when the TMDL was established.

Title 23  
California Code of Regulations  
AMEND: 3939.19  
Filed 07/27/11  
Effective 08/26/11  
Agency Contact: Nick Martorano (213) 576-6694

**CCR CHANGES FILED  
WITH THE SECRETARY OF STATE  
WITHIN March 9, 2011 TO  
August 3, 2011**

All regulatory actions filed by OAL during this period are listed below by California Code of Regulations titles, then by date filed with the Secretary of State, with the Manual of Policies and Procedures changes adopted by the Department of Social Services listed last. For further information on a particular file, contact the person listed in the Summary of Regulatory Actions section of the Notice Register published on the first Friday more than nine days after the date filed.

**Title 2**

07/27/11 AMEND: 1859.90.2, 1859.81  
 07/15/11 AMEND: 1151, 1153, 1155.500, 1165, 1170, 1172.20  
 07/11/11 ADOPT: 21903.5 AMEND: 21903  
 07/11/11 ADOPT: 570.5 AMEND: 571(b)  
 07/06/11 AMEND: 1859.2, 1859.81, 1859.148.2, 1859.166.2  
 07/06/11 AMEND: 18360  
 07/05/11 AMEND: 649.3, 649.18, 649.20, 649.24  
 06/30/11 AMEND: 633.9  
 06/21/11 REPEAL: 59152  
 06/07/11 AMEND: 640  
 05/12/11 AMEND: 1859.83  
 05/04/11 ADOPT: 1190, 1190.01, 1190.02, 1190.03, 1190.04, 1190.05 AMEND: 1181.1, 1181.2  
 04/28/11 AMEND: 18427.1  
 04/28/11 AMEND: 1859.90.2  
 04/27/11 AMEND: 1859.76  
 04/21/11 REPEAL: 18420.5  
 04/21/11 AMEND: 18465  
 04/21/11 ADOPT: 1859.90.2 AMEND: 1859.90.2 (renumbered to 1859.90.3), 1859.129, 1859.197  
 04/11/11 AMEND: 321  
 04/06/11 AMEND: 59.3  
 04/05/11 AMEND: 1859.2, 1859.81, 1859.148.2, 1859.166.2  
 04/01/11 AMEND: 18734  
 03/30/11 AMEND: 64.5  
 03/28/11 AMEND: 599.550  
 03/09/11 ADOPT: 552

**Title 3**

08/03/11 AMEND: 3437(b)  
 07/28/11 REPEAL: 1400.9.1  
 07/15/11 AMEND: 3434(b)  
 07/15/11 AMEND: 3589  
 07/15/11 REPEAL: 3286  
 07/08/11 AMEND: 3658  
 07/05/11 ADOPT: 3701, 3701.1, 3701.2, 3701.3, 3701.4, 3701.5, 3701.6, 3701.7, 3701.8 AMEND: 3407  
 06/28/11 AMEND: 3591.15(a)  
 06/27/11 AMEND: 3437(b)  
 06/22/11 AMEND: 3435(b)  
 06/15/11 AMEND: 3437(b)  
 05/31/11 AMEND: 3437(b)  
 05/11/11 ADOPT: 6446, 6446.1 AMEND: 6400, 6452.4, 6624, 6860  
 04/20/11 AMEND: 3434  
 04/14/11 ADOPT: 3701, 3701.1, 3701.2, 3701.3, 3701.4, 3701.5, 3701.6, 3701.7, 3701.8 AMEND: 3407

04/07/11 AMEND: 6445.5, 6448.1, 6449.1, 6450.1, 6452.2, 6452.3, 6452.4, 6536, 6626  
 03/18/11 AMEND: 3434(b) and (c)  
 03/18/11 AMEND: 3434(b)  
 03/14/11 AMEND: 3408

**Title 4**

07/27/11 AMEND: 5064  
 07/21/11 ADOPT: 1844.1  
 07/20/11 AMEND: 4800, 4801, 4802  
 07/20/11 AMEND: 150  
 07/12/11 AMEND: 1606, 1974, 1954.1, 1957, 1959, 1976, 1976.8, 1976.9, 1977, 1978, 1979, 1979.1  
 07/01/11 ADOPT: 5000, 5010, 5020, 5021, 5030, 5031, 5032, 5033, 5034, 5035, 5036, 5037, 5038, 5039, 5050, 5051, 5052, 5053, 5054, 5060, 5061, 5062, 5063, 5064, 5065, 5066, 5080, 5081, 5082, 5100, 5101, 5102, 5103, 5104, 5105, 5106, 5107, 5120, 5130, 5131, 5132, 5133, 5140, 5141, 5142, 5143, 5144, 5150, 5151, 5152, 5153, 5154, 5170, 5180, 5181, 5182, 5183, 5190, 5191, 5192, 5193, 5194, 5200, 5210, 5211, 5212, 5220, 5221, 5230, 5231, 5232, 5240, 5241, 5250, 5251, 5260, 5265, 5266, 5267, 5268, 5269, 5270, 5275, 5280, 5281, 5282, 5283, 5290, 5291, 5300, 5310, 5311, 5312, 5313, 5314, 5315, 5320, 5321, 5330, 5340, 5350, 5360, 5361, 5362, 5363, 5369, 5370, 5371, 5380, 5400, 5410, 5411, 5420, 5421, 5422, 5423, 5430, 5431, 5432, 5433, 5434, 5435, 5440, 5450, 5460, 5461, 5470, 5480, 5490, 5491, 5492, 5493, 5494, 5500, 5510, 5520, 5530, 5531, 5532, 5533, 5534, 5540, 5550, 5560, 5570, 5571, 5572, 5573, 5580, 5590  
 06/24/11 ADOPT: 10030, 10031, 10032, 10033, 10034, 10035, 10036  
 06/21/11 AMEND: 1876  
 06/15/11 ADOPT: 340 AMEND: 221, 222, 226, 230, 288, 300 REPEAL: 262  
 05/31/11 AMEND: 8078.2  
 04/18/11 AMEND: 10302, 10315, 10317, 10320, 10322, 10323, 10325, 10326, 10327, 10328  
 04/01/11 ADOPT: 10030, 10031, 10032, 10033, 10034, 10035, 10036  
 04/01/11 ADOPT: 5000, 5010, 5020, 5021, 5030, 5031, 5032, 5033, 5034, 5035, 5036, 5037, 5038, 5039, 5050, 5051, 5052,



	5053, 5054, 5055, 5056, 5060, 5061, 5062, 5063, 5064, 5080, 5081, 5082, 5100, 5101, 5102, 5103, 5104, 5105, 5106, 5107, 5120, 5130, 5131, 5132, 5140, 5141, 5142, 5143, 5150, 5151, 5152, 5153, 5154, 5155, 5170, 5180, 5181, 5182, 5183, 5190, 5191, 5192, 5193, 5194, 5200, 5210, 5211, 5212, 5220, 5230, 5231, 5232, 5240, 5250, 5260, 5265, 5266, 5267, 5268, 5269, 5270, 5275, 5280, 5281, 5282, 5283, 5290, 5291, 5300, 5310, 5311, 5312, 5313, 5314, 5315, 5320, 5321, 5330, 5340, 5350, 5360, 5370, 5371, 5372, 5380, 5381, 5382, 5383, 5384, 5400, 5410, 5411, 5420, 5421, 5422, 5423, 5430, 5431, 5432, 5433, 5434, 5435, 5440, 5450, 5460, 5461, 5470, 5480, 5490, 5491, 5492, 5493, 5494, 5500, 5510, 5520, 5530, 5531, 5532, 5533, 5534, 5540, 5550, 5560, 5570, 5571, 5572, 5573, 5580, 5590	03/15/11	ADOPT: 4800, 4801, 4802, 4803, 4804, 4805, 4806, 4807
		<b>Title 7</b>	
		03/17/11	ADOPT: 211.5
		03/14/11	AMEND: 217
		<b>Title 8</b>	
		08/01/11	AMEND: 16423 REPEAL: 16450, 16451, 16452, 16453, 16454, 16455, 16460, 16461, 16462, 16463, 16464
		07/28/11	ADOPT: 6799.1 AMEND: 6755
		07/07/11	ADOPT: 1610 (section heading), 1610.1, 1610.2, 1610.3, 1610.4, 1610.5, 1610.6, 1610.7, 1610.8, 1610.9, 1611 (section heading), 1611.1, 1611.2, 1611.3, 1611.4, 1611.5, 1612 (section heading), 1612.1, 1612.2, 1612.3, 1612.4, 1613 (section heading), 1613.1, 1613.2, 1613.3, 1613.4, 1613.5, 1613.6, 1613.7, 1613.8, 1613.9, 1613.10, 1614, 1615 (section heading), 1615.1, 1615.2, 1616 (section heading), 1616.1, 1616.2, 1616.3, 1616.4, 1616.5, 1616.6, 1616.7, 1617 (section heading), 1617.1, 1617.2, 1617.3, 1618 (section heading), 1618.1, 1618.2, 1618.3, 1618.4, 1619 (section heading), 1619.1, 1619.2, 1619.3, 1619.4, 1619.5
			AMEND: 1694, 2940.7, 6060
		06/27/11	REPEAL: 10119, 10120
		06/20/11	AMEND: 10250.1
		06/02/11	AMEND: 5154(j)(1)
		05/31/11	AMEND: 5155
		05/20/11	AMEND: 341.13, 341.14, 341.16, 341.17
		05/03/11	AMEND: 3657
		05/02/11	AMEND: 16423 REPEAL: 16450, 16451, 16452, 16453, 16454, 16455, 16460, 16461, 16462, 16463, 16464
		04/26/11	AMEND: 3209
		04/18/11	ADOPT: 9792.5.0, 9792.5.1, 9792.5.2, 9792.5.3 AMEND: 9792.5
		04/18/11	AMEND: 344.30
		04/13/11	AMEND: 3380
		03/28/11	AMEND: 3668(a)
		03/17/11	AMEND: 7102, 7104, 7160, 7178
		03/17/11	AMEND: 3207
		<b>Title 10</b>	
		08/01/11	AMEND: 3012.3
		07/27/11	AMEND: 2770.1, 2847.3
		07/25/11	AMEND: 2222.12
		07/13/11	AMEND: 210, 221
		07/08/11	AMEND: 2699.6707
		07/07/11	AMEND: 260.204.9
03/17/11	AMEND: 202, 210, 214, 246, 247, 248, 249, 252, 254, 264, 266, 267, 304, 332, 334, 335, 364, 385, 510, 533, 541, 545, 609		
<b>Title 5</b>			
06/21/11	AMEND: 58771		
06/20/11	ADOPT: 80048.9, 80048.9.4 AMEND: 80046.1, 80048.5, 80070.1, 80070.2, 80070.3, 80070.4, 80070.5, 80070.6 REPEAL: 80046, 80070.7, 80070.8		
05/23/11	ADOPT: 13075.3, 13075.6, 13075.7, 13075.8, 13075.9 AMEND: 13075.1, 13075.2, 13075.4 (renumbered from 13075.3), 13075.5 (renumbered from 13075.4)		
05/02/11	ADOPT: 19817.2, 19817.5, 19840, 19846.1 AMEND: 19815, 19816, 19816.1, 19817.1, 19846		
05/02/11	ADOPT: 80036.4 AMEND: 80034, 80036, 80036.1, 80036.2, 80036.3, REPEAL: 80036.5		
04/13/11	AMEND: 850, 851, 852, 853, 853.5, 854, 855, 857, 858, 859, 861, 862, 870 (now 862.5), 864, 864.5, 866, 868		
04/12/11	ADOPT: 76020, 76140, 76212, 76240 AMEND: 76000, 76120, 76130, 76200, 76210, 76215 REPEAL: 76010, 76240		
03/28/11	ADOPT: 75010, 75100, 75500 AMEND: 74120, 74130, 74160, 74170		
03/24/11	ADOPT: 30001.5		
03/21/11	ADOPT: 10120 AMEND: 10070, 10071, 10075		



06/30/11	AMEND: 2699.6700, 2699.6709, 2699.6721, 2699.6725	<b>Title 14</b>	08/03/11	ADOPT: 1051.3, 1051.4, 1051.5, 1051.6, 1051.7 AMEND: 895
05/31/11	REPEAL: 2274.74, 2274.77		07/22/11	AMEND: 852.60.2, 852.60.3, 852.60.4, 852.61.1, 852.61.2, 852.61.3, 852.61.5, 852.61.6, 852.61.7, 852.61.8, 852.61.9, 852.61.10, 852.61.11, 852.61.12, 852.62.1, 852.62.2, 852.62.3
05/23/11	AMEND: 2698.99		07/14/11	AMEND: 791, 791.7, 792, 793, 794, 795, 796 REPEAL: 791.5
05/16/11	AMEND: 2498.6		07/12/11	ADOPT: 749.6
05/04/11	ADOPT: 260.004.1		07/08/11	ADOPT: 708.1, 708.2, 708.3, 708.4, 708.5, 708.6, 708.7, 708.8, 708.9, 708.10, 708.11, 708.12, 708.13, 708.14, 708.15, 708.16, 708.17 AMEND: 360, 361, 362, 363, 364, 365, 366, 353, 354, 478.1, 702, 711 REPEAL: 708
04/25/11	ADOPT: 1409.1, 1414, 1422.4, 1422.4.1, 1422.4.5, 1422.5, 1422.6, 1422.6.1, 1422.6.2, 1422.6.3, 1422.7, 1422.7.1, 1422.9, 1422.10, 1422.11, 1422.12, 1424, 1437, 1950.122, 1950.122.2.1, 1950.122.4, 1950.122.4.1, 1950.122.5, 1950.122.5.1, 1950.122.5.2, 1950.122.5.3, 1950.122.5.4, 1950.122.6, 1950.122.7, 1950.122.8, 1950.122.9, 1950.122.10, 1950.122.11, 1950.122.12, 1950.122.15, 1950.205.1, 1950.209, 1950.307 AMEND: 1404, 1409, 1411, 1430.5, 1431, 1433, 1436, 1454, 1550, 1552, 1557, 1950.003, 1950.122.2, 1950.123, 1950.204.3, 1950.204.4, 1950.301, 1950.314.8, 1950.316, 1950.317		06/21/11	AMEND: 7.50
04/18/11	AMEND: 2188.65, 2695.180		06/16/11	AMEND: 7.00, 7.50
04/06/11	AMEND: 2498.4.9		06/13/11	AMEND: 632
04/06/11	AMEND: 2498.4.9		06/09/11	AMEND: 27.20, 27.25, 27.30, 27.32 (renumbered to 27.35), 27.35 (renumbered to 27.40), 27.45, 27.50, 27.65, 28.26, 28.27, 28.28, 28.29, 28.48, 28.49, 28.54, 28.55, 28.56, 28.58, 28.65, 52.10, 150.16 REPEAL: 27.40, 28.51, 28.52, 28.53, 28.57
03/22/11	AMEND: 2498.4.9		05/19/11	AMEND: 632
03/16/11	ADOPT: 2632.13.1 AMEND: 2632.13		05/12/11	ADOPT: 28301
03/16/11	AMEND: 5500, 5501, 5505, 5506, 5507		05/11/11	AMEND: 27.80
<b>Title 11</b>			05/03/11	AMEND: 790, 815.05, 816.01, 816.02, 816.03, 816.05, 817.02, 817.03, 818.02, 818.03, 825.05, 825.07, 826.01, 826.02, 826.03, 826.05, 827.01, 827.02
06/06/11	AMEND: 51.7		05/02/11	AMEND: 925.7, 925.10, 926.9, 926.10, 927.5, 928.5, 928.6, 945.4, 965.4
06/01/11	AMEND: Article 20, section 51.2		05/02/11	AMEND: 898.2
05/31/11	AMEND: Article 20, section 51.25		04/29/11	ADOPT: 1570, 1571, 1572, 1572.1, 1572.2, 1573, 1573.1, 1573.2, 1573.3, 1573.4, 1573.5, 1573.6, 1574, 1575, 1575.1, 1575.2, 1575.3, 1576
05/25/11	ADOPT: Article 20, section 51.27		04/25/11	AMEND: 1670
05/24/11	AMEND: Article 20, section 51.15		04/06/11	ADOPT: 749.6
05/24/11	AMEND: Article 20, section 51.24		04/01/11	AMEND: 27.80
04/19/11	AMEND: 1005, 1007, 1008		03/09/11	ADOPT: 703 AMEND: 671, 671.1, 671.7
04/19/11	AMEND: 1018		<b>Title 15</b>	
04/13/11	AMEND: 1054		08/03/11	AMEND: 3000
04/11/11	ADOPT: 999.24, 999.25, 999.26, 999.27, 999.28, 999.29 AMEND: 999.10, 999.11, 999.14, 999.16, 999.17, 999.19, 999.20, 999.21, 999.22		07/28/11	ADOPT: 3084.8, 3084.9, 3086 AMEND: 3000, 3084, 3084.1, 3084.2, 3084.3, 3084.4, 3084.5, 3084.6, 3084.7, 3137, 3173.1, 3179, 3193, 3220.4, 3482, 3630, 3723 REPEAL: 3085
03/30/11	AMEND: 9070, 9072, 9073, 9077		07/19/11	AMEND: 3090, 3176.4, 3315, 3323
03/16/11	AMEND: 2037			
<b>Title 13</b>				
07/06/11	ADOPT: 1231.2 AMEND: 1200, 1201, 1217, 1221, 1222, 1232			
07/01/11	AMEND: 156.00, 156.01			
04/01/11	AMEND: 553.70			
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06/20/11	AMEND: Title 13: 2299.5 and Title 17: 93118.5			

07/07/11 ADOPT: 3076.4, 3076.5 AMEND: 3076,  
3076.1, 3076.2, 3076.3  
06/27/11 AMEND: 3140  
06/20/11 ADOPT: 8007, 8008 AMEND: 8000  
06/15/11 ADOPT: 3571, 3582, 3590, 3590.1,  
3590.2, 3590.3 AMEND: 3000  
06/15/11 ADOPT: 3571, 3582, 3590, 3590.1,  
3590.2, 3590.3 AMEND: 3000  
06/14/11 AMEND: 3000, 3045.3, 3123, 3134,  
3250.4, 3269.1, 3274, 3383, 3482  
06/02/11 AMEND: 3378  
05/26/11 ADOPT: 1747.1, 1749.1, 1750.1  
AMEND: 1706, 1747, 1748, 1749, 1750,  
1752, 1756, 1757, 1767  
05/26/11 AMEND: 3025, 3291, 3296, 3300, 3301,  
3383, 3397 REPEAL: 3302  
05/13/11 REPEAL: 1  
05/11/11 AMEND: 3335  
04/29/11 ADOPT: 3359.1, 3359.2, 3359.3, 3359.4,  
3359.5, 3359.6, 3359.7 AMEND: 3000  
04/15/11 ADOPT: 3769, 3769.1, 3769.2, 3769.3,  
3769.4, 3769.5, 3769.6  
03/28/11 AMEND: 3269  
03/09/11 ADOPT: 3800, 3800.1, 3800.2, 3800.3

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08/03/11 AMEND: 999  
08/01/11 AMEND: 1327  
07/21/11 AMEND: 1005  
07/20/11 ADOPT: 4145 AMEND: 4141  
07/12/11 ADOPT: 1399.547  
07/01/11 AMEND: 2070, 2071  
06/14/11 AMEND: 1398.44, 1399, 1399.85  
06/06/11 AMEND: 4144 now 4147  
05/24/11 ADOPT: 1810.1, 1810.2, 1816.8, 1820,  
1820.5, 1821, 1822 AMEND: 1800,  
1802, 1803, 1804, 1805, 1805.1, 1806,  
1807, 1807.2, 1810, 1811, 1812, 1813,  
1814, 1815, 1816, 1816.1, 1816.2,  
1816.3, 1816.4, 1816.5, 1816.6, 1816.7,  
1819.1, 1832, 1833.1, 1833.2, 1850.6,  
1850.7, 1870, 1870.1, 1874, 1877, 1880,  
1881, 1886, 1886.10, 1886.20, 1886.30,  
1886.40, 1886.50, 1886.60, 1886.70,  
1886.80, 1887, 1887.1, 1887.2, 1887.3,  
1887.4, 1887.5, 1887.6, 1887.7, 1887.8,  
1887.9, 1887.10, 1887.11, 1887.12,  
1887.13, 1887.14, 1888  
05/18/11 AMEND: 124  
05/18/11 AMEND: 1536  
05/09/11 ADOPT: 360, 363.1, 370 AMEND: 355  
now 371, 356 now 361, 356.5 to 362, 357  
now 363, 358 now 364, 360 now 366,  
355.1 now 372, 359 now 365 REPEAL:  
355.2

04/28/11 ADOPT: 1131, 1132  
04/28/11 AMEND: 4150, 4151, 4152.1, 4153,  
4154, 4155  
04/26/11 AMEND: 1306  
04/25/11 AMEND: 48.3  
04/25/11 AMEND: 600.1, 601.5, 602, 602.1, 603,  
605, 607.4, 608.3, 627, 634, 635, 645  
04/15/11 ADOPT: 2007, 2010.05 AMEND:  
2085.1  
04/14/11 AMEND: 70  
04/14/11 ADOPT: 2086, 2086.1, 2086.2, 2086.3,  
2086.4, 2086.5, 2086.6, 2086.7, 2086.8,  
2086.9  
04/12/11 AMEND: 1328  
04/11/11 AMEND: 404, 424, 425, 438 REPEAL:  
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03/17/11 AMEND: 2260, 2266, 2282, 2282.1  
03/14/11 ADOPT: 4125 AMEND: 4123  
03/09/11 ADOPT: 1007, 1008 AMEND: 1017.2

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06/30/11 AMEND: 2500, 2502, 2505  
06/30/11 AMEND: 6020, 6035, 6051, 6065, 6070,  
6075  
06/17/11 ADOPT: 95356  
06/16/11 ADOPT: 95600, 95601, 95602, 95603,  
95604, 95605, 95606, 95607, 95608,  
95609, 95610, 95611, 95612  
06/08/11 ADOPT: 30108.1, 30226 AMEND:  
30108, 30115, 30125, 30145, 30190,  
30191, 30192, 30192.1, 30192.2,  
30192.3, 30192.4, 30192.5, 30192.6,  
30225, 30257 REPEAL: 30236  
05/19/11 AMEND: 93115.3, 93115.4, 93115.6,  
93115.7, 93115.8, 93115.9, 93115.10,  
93115.13  
04/21/11 AMEND: 7583

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07/20/11 AMEND: 25106.5–11  
07/08/11 ADOPT: 2558.1  
06/22/11 AMEND: 1507

**Title 19**

06/30/11 AMEND: 1160.10  
06/21/11 AMEND: 200, 201, 202, 204, 208, 209,  
212  
05/12/11 ADOPT: 2991, 2992, 2993, 2993.1,  
2994, 2994.1, 2995, 2995.1, 2996,  
2996.1, 2997, 2998, 2999

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05/09/11 ADOPT: 8.2 AMEND: 1.4, 1.5, 1.6, 1.8,  
1.9, 1.10, 1.13, 1.15, 2.4, 2.5, 2.6, 3.1, 3.2,  
4.1, 4.2, 4.3, 7.2, 8.1, 8.3, 8.4, 8.5, 8.6,  
10.2, 13.7, 14.1, 14.2, 14.3, 14.5, 14.6,

	16.1, 16.2, 16.6, Table of Filing Fees REPEAL: 8.5		66264.100, 66265.90, 66265.91, 66265.97, 66265.98, 66265.99
03/24/11	ADOPT: 2700, 2701, 2702, 2703, 2704	03/22/11	AMEND: 66250, 66250.1, 66250.2
<b>Title 22</b>		<b>Title 23</b>	
07/21/11	AMEND: 50035.5, 50145, 50179.5, 50183, 53845 REPEAL: 50245	07/27/11	AMEND: 3939.19
07/19/11	ADOPT: 64430	07/14/11	ADOPT: 3919.10
06/29/11	AMEND: 51008.5	07/08/11	ADOPT: 596, 596.1, 596.2, 596.3, 596.4, 596.5
06/23/11	ADOPT: 70058, 71054, 72094, 73092, 74650, 76138, 76831.1, 78094.1, 79063, 79570 AMEND: 70707, 70715, 71507, 71515, 72521, 72527, 73519, 73523, 74717, 74743, 76521, 76525, 76555, 76916, 76918, 78437, 79313, 79799	07/05/11	ADOPT: 597, 597.1, 597.2, 597.3, 597.4
05/17/11	ADOPT: 52100, 52101, 52102, 52103, 52104, 52500, 52501, 52506, 52508, 52509, 52510, 52511, 52512, 52513, 52514, 52515, 52600 AMEND: 52000, 52502, 52503, 52504, 52505, 52507, 52516	06/21/11	ADOPT: 3959.4
05/12/11	AMEND: 1256–9, 1256–10	06/08/11	ADOPT: 3929.6
04/25/11	AMEND: 2708(c)–1	06/08/11	AMEND: 3006
04/21/11	AMEND: 60400, 60401, 60403, 60445, 60455, 64416, 64426, 64432, 64449, 64449.2, 64575, Appendix 64465–E	05/31/11	ADOPT: 3939.39
04/12/11	AMEND: 66264.90, 66264.94, 66264.97, 66264.98, 66264.99,	05/12/11	ADOPT: 3909.1
		05/06/11	ADOPT: 3939.38
		04/04/11	ADOPT: 3990
		03/17/11	ADOPT: 3949.7
		<b>Title 25</b>	
		08/02/11	AMEND: 6932
		<b>Title 27</b>	
		06/29/11	AMEND: 25805
		03/30/11	AMEND: 25805
		03/17/11	AMEND: 25801, 25803
		<b>Title MPP</b>	
		07/28/11	AMEND: 63–402.226
		06/02/11	AMEND: 31–002, 31–075, 31–206, 31–320, 31–505, 31–510